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FRIDAY, MAY 18, FIXED AS DATE OF EXECUTION

jury for the first time since the on an accused man in the territory G. D. McNeil. now comprising Pocahontas coun-

The prisoner, Paris May, is young man of 25 years, married, with one child four years old. He had a home on the edge of Penand in the Court of Appeals of dleton county within a few hundred yards of the Pocahontas from a gun shot wound fired into county line, where he has lived the left side of the head of the since his marriage five or six years

His wife was Miss Ada Mix of the same neighborhood and a daughter of Solomon Mix. She gnawed by some animal. They was present during the whole trial testified that the bleeding and Attorney at - Law and Notary and commanded the sympathy of death had resulted from the gun the entire audience as well as the shot wound, and the injury done ACADEMY, W. VA Court. On the other hand, the by the animal had been done after Mullemaxes while May was there. Will practice in all the courts of prisoner seemed to have an en-death. Pocahontas and adjoining counties emy in each of the visitors who and Supreme Court of Appeals, listened to the evidence, and the atmosphere of the Court room, outside of any connected with the try six years; was a brother of the Court, seemed to be hostile and deceased and identified the dead

His demeanor through the trial was that of a man tried for some petty offense. The only evidence of any internal emotion that he received the sentence of death. was that of an embarrassed smile,

He is not able to read or write and is far below the average in intelligence, and, we would say, devoid of imagination, and we believe that the ordeal that he pass ed through affected him very lit tle as compared to the effect i would have had upon a man of ordinary sensibility.

The jury was composed arge part of young men, and there was a great deal of speculation in the minds of the observers whether a jury, especially one of LEWISBURG, W. VA. such couthful appearance, would bring in a death sentence.

When the case was concluded and while the jury was out, there was a great division of opinion as to what the result would be, many thinking that the sentence would not be severe, and some even declaring that the believed the prisoner would be acquitted on the ing and asked if the peddler had grounds that the crime had not been there and used the phone to been fully proven against him, Prompt and careful attention but the opinion of a great major- that was there. ity of the disinterested observers was that it would be the verdict of death.

ivered by Judge Bennett in a if the peddler had been there, and very impressive manner, and the saw the peddler but did not speak time fixed on the 18th day of to him. He phoned from this May at the penitentiary at Mounds house to Essu Arbogast's about

Burley Lamb, the accomplice, and the one who fired the fatal shot and who in a measure turned States evidence, plead guilty and was given a life sentence.

The case was peculiar in th respect, that the accessory was River. He had sent his wagon to given a higher penalty than th man whose hand had done the deed. But the authorities regard. ed the young boy Lamb as merely a tool in the hands of May.

The jury was out about au hour, and for this reason it is suposed that they were debating whether to render a verdict of murder in the first degree with After the sentence had bee passed, and after May had been removed to jail, he seemed to have realized his awful situation for the first time. He passed a restless night and threatened to kill himself. His wife and mother

FIRST HANGING CASE EVER TRIED IN POCAHONTAS

Last Thursday, a Pocahontas | home with her father a se citizen of the Sinks neigh formation of the county in 1821, Her people are poor, but an effort brought in a verdict of murder in will be made to raise money to the first degree without the recom- make an application to the Sup mendation for the life sentence, reme Court for an appeal and As a matter of fact, this is the everything will be done highest penalty ever imposed up- save the man from the gallows,

EVIDENCE Drs. Norman R. Price and Clyde Y. Beard,

Were the physicians who con ducted the autopsy at the inquest. Found that death had resulted deceased, apparently having been made from a charge of No. 5 shot fired at close range. The body had been greatly lacerated and

Chas. Slyman

A Syrian by birth; comes from near Beirut; has been in this couu-Slyman.

Anna Waybright. Sixteen years old. Had bee at May's house sometime last fall

Sine Slyman. Etlen Waybright. Lives at Charlie Vandevenders. Went on the morning of the kill quarter of beef that he had prom-

dler came to their house after dino'clock, going in the direction of where he was killed; and about

Ada Waybright. May came to Vandevenders be-

tween 12 and 1 o'clock to give them further answer about the beef and left before the peddler came there.

Mrs. W. A. Mullenax.

May came to her house abou 10 o'clock on the day of the kill talk to Sol Mix's about a letter

Marths, Mullenax,

Is a daughter of Elijah Mullenax; lived near W. A. Mullenax's The sentence of death was de May came to her house and asked

Elijah Mullenax.

Testified that the marder had been committed in Pocahontas County about 300 yards from the the killing. He had gone to hi water flowing into the Greenbrier the store that day, and being de- red him in the woods near thes laved had gone to meet it; passed net the wagon and just as he was tarting back heard the fatal shot

Was with Elijah Mullerax driv ing the wagon and passed the sce of the murder about 10 minute after it happenned, but noticed eigns of murder in the road. W. A. Mullenax.

Lives about 800 yards from 0 yards from the road.

Robert Stark. Was hunting in th parted from him on Friday morning and the scene was very affecting.

His young wife is wholly unprovided for and will make her

November 2nd and noticed where in mey, some checks and a watch will under a log and will make her

November 2nd and noticed where in mey, some checks and a watch deditor of the everywhere on account of the everywhere of the everywhere on account of the everywhere of the everywhe

lie road at this place, one of the the various places. n having worn cutter shoe

without corks. J. S. McNeel.

Sheriff Identified some of the articles found, which had belon ed to the dead peddler,

Sol Mix.

Was father-in-law to the prison r: had owed him some money and a few days before the killing had paid him the \$10.00 that he owed him, and had been asked by May to lend him \$15.00, but did not have the money and did not do i Martin Judy.

Storekekeeper. On day afte killing. May had paid him between \$7.00 and \$8.00, and in this sum was a \$5.00 bill which had been torn and fastened together with mucilage coated paper such as erchants use for fastening tags. At the same time he had seen him pay to Sylvanus Mullenax \$28.46.

Sylvanus Mullenax Had on November 1, 1905, re ceived from May \$28,46 on debt that he owed him.

Isaac Arbogast. It was at his house that the quest was held, and on the day of the killing he passed by Elijah G. D. McNeil.

Prosecuting Attorney for the county. Had obtained from May a voluntary confession implicating him in the murder of the peddler. After May had been brought to introduced and stated that the of the opinion that the verdict of body as that of his brother, Sine jail he had passed two nights in statement made by May, Helmick, the jail with him. The first Mrs Helmick and Mrs May at the in gloom, especially when I am of the city. Coal here sells at night he had gone into the jail as preliminary examination held beguard to see that the prisoner did fore him as justice, was to the tish joke for my own use. It Only about four buildings here and heard May say that if that son to be found. On the second home toget go out in a wooden box; and that spend the night with the prisoner Stephen Elkins was charged to laugh that I had laid aside for run in a circle, go out one street difficulty. Burley Lamb being presnt said, May to see if he could not obtain day by a witness in the United that particular joke. It has, in ond come back another, so you - Fit Smith is hobbing around he being the cynosure of so many "Yes, he would." Referred to from him some evidence or clue state of affairs surrounding the murder, Prisoner May had some candy and the witness President Roosevelt is vigorously had some tobacco and the night ing to see May about getting a was spent largely in friendly conversation. May had told him with more or less opposition by ised them; came back home; ped- nothing implicating himself in the Senator Elkins' committee. The

> that night. Sometime afterward, about 9 o' o'clock heard a shot fired that was clock at night, the jailer came to amine the mining property of the supposed to have killed the ped- witness's house and told him that Fulmer Coal Co., with a view May wanted to talk with him. He went into the jail and May had is located on the Morgantown nothing to say. He asked May and Kingwood railroad of which if he had anything to say. May Senator Elkins is reputed to be did not answer. He asked him the principal owner. again and May asked him if it did a man any good to turn states evidence. Witness replied that he knew of no law to that effect. May then asked him if there were several people engaged in a crime not squeeze Fulmer out he would and one man was in trouble about it had he better suffer alone or implicate the others. May said he had been in the killing of the peddler but was not present when it was done, but on the hill above and that Lamb had fired the shot, and implicated Chas. Vandevender, McClellan Mullenax, Elijah Mullenax and Ad Vandevender.

This evidence was ruled out by the Court.

Burley Lamb.

Would be 18 years old June. Was with May the day line, and fixed the place by the hoge in the morning and May had gone into Mullenaxee and Vand renders and come back and join houses and told him that the peddler ought to be killed and then May went about 15 steps above the road in plain sight of him, along he. Lamb, shot the peddler and ran off. May came down and state at the time of his death, havhi m in the

the log road coming into the publich goods which were found at Sitting Down on a Venerable Joke. Elijah Arbogast, Was one of the guards that man from Leadville again,

brought May and Lamb to jail. and see Mrs May and tell her to swear that he came home at the middle of the day with Lamb.

FOR THE DEFENSE, Paris May

Testified that he went with amb to hunt hogs on the morning of the killing. Went to phone to Mullenax about beef; went to see Vandevenders to give him answer about when he could furnish the beef: Left Vandevenders and through the woods in time to get home by 1 o'clock, where he had dinner and spent the rest of the day in building a paling fence

The evidence of Mathews Hel nick. May's stepfather, Mary Jane Helmick and Ada May was introduced and they testified that a May had been at home from 12 o'clock on the day of the killing

Henry Dennison.

Was confined in jail about a week or ten days before. Lamb had told him that May had nothto do with killing, but he was compelled to do it by another

A. M. Oliver.

This witness and others

'squeeze' a rival coal company behind. out of business by methods which murder, and he slept with the witness was A. Spates Brady, a ner and left at 20 minutes to 2 prisoner, what little time he stept mining engineer who said he had been employed by Senator Elkins to securing it. The Fulmer mine

Mr Brady says he heard Stephen B. Elkins and Davis Elkins discussing the possibility of securing the Fulmer mine and that track which leads to the Fulmer mine. Other testimony has shown little wittedism with cold and that an effort was made by the heartless gravity."-BILL NYE the Elkins to buy Fulmer out and that failing in that Fulmer was refused cars and finally the track

Mr Brady to day said on th witness stand that Senator Elkins had refused for two years to pay him for work and had even ab vised him to sue for it, but that on Monday he received a telegram father that he got drunk on sure rom Senator Elkins telling hi ne to Washington and the bill would be paid. The telegram sober he found that he had only was introduced as evidence.

-Wheeling Register T. F. Combs, of Romney, ha tore in the Hunter & Echo d told him that if he did not block. He is an ex-Confeder veteran, running away from hor and joining the army when little more than a child paign under Colonel Ashby and vas at Harrisonburg when that rallant officer fell. He was taught the printers trade by his father, who was the oldest printer in the

Near St. Paul, on the Sionx New Orleans, La. City road, I met the ever present J. B. Hilleary, Editor Republican,

all about Leadville.

restrained myself and said:

not do it. It is too sacred.

Noah and his family?

and extemporaneous laugher, any- taain and in this way the surface Hogwallow Kentuckian: way. I am generally shrouded water is taken from the low ground in hot pursuit of a wild and skit- \$6. 00 per ton. not escape, no other suitable per- effect that he and Lamb had come takes a good, fair, average joke are over five stories high, most all will have a fight next Thursday that hasn't been used much to of the residences are one and two morning. Trouble has been Parkersburg, W. Va., Senator I have just used up the fund of trolley system here, all the cars promises to be an

in harness before, and, besides, I stituted. to draw the line somewhere.

of antique jokes of the vintage get the run of the Opera, which of 1400 years B. C., or ar- is sung in French. This is the ranging and classifying little bon- only French Opera in the United mots of the time of Cleopatra or | States. All the people of the city King Solomon. I would give you who attended were magnificently Bank of Marlinton will be held at a handsome sum for this one of dressed, large diamonds, worn by vones, but I am just trying to ladies, were very noticeable. The tion, in the town of Marlinton, worry along and pay expenses, prices of the seats are as fol- West Virginia, on the 27 day of Senator Elkins said if they could and trying to be polite to every lows: For a common gallery seat Jan. 1906, at 1 o'clock p. m., to one I meet, and langhing at lots \$1,00 is charged, for a box seat, transact such business as many have a resolution passed by the of things that I don't want to \$25.00 is the price. railroad directors tearing up the laugh at, and I am going to quit it. "That is why I have met your

Not All Moonshine

Some time past Mr Moon married to Miss Shine, Someone suggested that with them married life was all monshine. But that wasn't so. Some time afterward a girl baby was born to them This event so overwhelmed the enough whiskey, and then there was a full moon. After getting 25 cents in change in his pocket and that was the last quarter. And when he went into the kitchen where his mother-in-law was cooking supper she knocked his down with the rolling pen and that was total eclipse and he saw

Thus there are different phases f the moon that it isn't all moon hine. And this would seem to verify the proverb: "there's othing in a name. "-Ex

Of all the disgusting quantities physical, moral or ethical, the

Letter From Hon, C. P. Dorr.

I had met him before on every as the natives call it. It is known ty assessor and now has it in full After the arrest at Durbin May division of every railroad that I se "Jackson's day" being the 91st sawing. This is well, The legisok him to one side and asked had traveled over, but I nodded to anniversary of the battle of New laters who passed the tax laws did im, and he began to tell me Orleans, and the places of busi- not know what they meant, no He saw that I looked sad, and ber of houses were decorated with their meaning, the supreme court he cheered me up with little pre- flags and buntings. This city is has already knocked out some of historic jokes that an antiquarian about one hundred miles from the their most important provisions, had given him years ago. Finally mouth of the Mississippi, the wa- and it naturally devolves upon the ter here in the Mississippi river, tax commissioner, who lives moves "Leadville is mighty cold; it is from thirty to fifty feet deep, in and has being under this marvelas such an allfired altitude. The the channels, so the large boats ous misfit to point out the hidden ummer is very short and unreli- come here. There is no one liv- virtues clear up the mysteries and able, and the winter long and ing at the mouth of the river ex- reconcile the incongruities of the cept some fishermen, and a station mess "An old miner over in Califor- for pilots, who take out the ships nia gulch yot off a pretty good and bring them up the river. At Cow. The Hog, The Sheeps joke about the climate there. A this place the river runs due north, Graven images and wooden likefriend asked him about the season the city lies on the east side of the nesses of these familiar domestic at Leadville, and he said that river and on the west side is the animals were used by Demonstrathere they had nine months winter town Algerus, at which place is tor Dillon and before school was and three months late in the fall." one of the largest Dry Docks, in out more than half the class could Then he looked around to see the United States. There is a fer tell the animals by sight, and one me fall to pieces with mirth, but ry operated between New Orleans precocious youngster could spell "You will please excuse me for fare of ten cents is charged by not laughing at that joke. I can-the operator, and you can stay all day on the boat for the one fare. "Do you think I would laugh The levees on the back side of the at the bones of the Pilgrim Fath- river are from fifteen to twenty ers, where are they; or burst into feet high, and are erected for the wild hilarity over the grave of purpose of keeping the water from overflowing the city, other-"No, sir; their age and antiq- wise the whole city would be covuity protect them. That is the ered with water six or seven feet way with your Phonician joke. deep. They have large pump sta-"Another reason why I cannot tions that pump the water out of laugh is this: I am not a very easy the Mississippi into lake Pontchar-

make me laugh easy, and besides stories high. They have a fine brewing for several days and it States court with an attempt to fact, overdrawn some now, and is can go to Canal Street and get a this week complaining of two "I do not wish to entrench on city and the same car will bring they were produced by him wearthe fund that I have concluded to you back to where you got on for ing a hat that was too tight. opposing in his efforts to pass a offer as a purse for young jokes one fare, five cents. The princi-"I want to encourage green now being removed and, asphalt him where ever he goes." He is jokes, too, that have never trotted and belgium blocks are being sub- liable to run for Assistant Coro-

must insist on using my scanty We went to a French Opera Little Fidity Flinder got hold and his son, Davis Elkins, to ex- fund of laugh on jokes of the last night, they played the "Jew- of Mrs Hellwanger's hat the oth nineteenth century. I have got ess," You can get the entire er day at church and devoured translation of the piece, so if you several bunches of artificial ber "If I were making a collection can keep a close attention you can ries.

> C. P. Dorr -Webster Republican

Plush Cor. Lakeview(Oreg.) Examiner; A very pleasant sur-prise party was given at the 7t ranch about a week ago, at which time. Parish took all honors for | Three good springs. This land is the best dancer, another party was fine for fruit and berries. I will about but no hard blows were cast. Onoto. W. Va.

Dillion's Kindergarten.

Tax Commissioner Dillion has Last Monday was big day here opened his kindergarten for counness were closed, and a large num- one who reads them can fathom

Tobay the lesson was upon The and the town mentioned, and a the names off the book. As soon as the boys learn all the animals by sight, they will be taught their

uses, traits and habits, The exercises ceased with the little fellows repeating in concert -led by Demonstrator Dillonthat beautiful classic pastoral:

"Hey diddle-diddle, The cat and the fiddle. The cow jumped over the moon -Charleston Gazette.

Hogwallow Items.

Sidney Hocks is building a fence around a mule he traded for

the other day. Raz Barlow and Sap Spradlen

car to take you any place in the corns on his head. He thinks

Frisby Hancock is gaining wide blocks, about 12 inches, they are by carrying a jug around with

Notice To Stockholders.

Notice is hereby given that a meeting of the stockholders of the the banking rooms of said instituproperly come before the meeting Given under my hand this 12

day of Jan 1906 F. R. Hunter Cashier

Why Pay Rent.

I have 21 acres of rich soil every one had a very enjoyable One acre cleared and set to fruit given at Pluse last Friday night a take \$250 for it, one half cash and large crowd attended and had a the balance in one year with ingood time, without any fights, terest. Tis mountain land not one or two bluffs were stirred evel. Apply to R. E. L. Dayle.

## Bargains! Great

Wishing to change our line of watch movents, and carry a differnt line, we will offer for the next thirty days

Bargains

in Waltham, Eigin and Hampden watch Movements

We purpose in the future to push the sale of only the Illinois and

Rockford movements, and therefore offer our entire stock of Elgin, Waltham and Hampden movements at a sacrifice,

Remember, However If you insist upon an Elgin or Waltham, we can furnish it, but not with such guarantees as we furnish with the Illinois or Rockford

The best is none too good for you,

Greenbrier Jewelry Company, Q. L. Bakle, Manager

Marlintaa, W. V